

CLASSIFICATION OFFICE DECISION

Title of publication: 0002055bppE.jpg

Other known title(s): Not stated

OFLC ref: 1101077.001

Medium: Computer Image File Printout

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Secretary for Internal Affairs

Classification:	Unrestricted.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 28 November 2011

Date of direction to issue a label: No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file printout shows a girl in her mid-teens posed sitting on a wooden floor dressed in a halter-neck top and bikini briefs. There are no overtly sexual elements to the image, and the girl's pose is "sexy" rather than sexual. A reasonable person would not necessarily consider the image to be sexual in nature. The image does not deal with any matters under s3(1) of the Films, Videos and Publications Classification Act 1993, nor do s3A or s3B of that Act apply. The publication must therefore be classified as unrestricted.

This unrestricted classification places no limitation on the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.